



Atty. Dkt. No. 029318-0968

AF/JFW
JF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Simon McGurk et al.

Title: GEL STABILIZED NANOPARTICULATE ACTIVE AGENT COMPOSITIONS

Appl. No.: 10/659,706

Filing Date: 9/11/2003

Examiner: Eric E. Silverman

Art Unit: 1618

Confirmation 4753

Number:

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated April 16, 2008, and in the Advisory Action dated July 28, 2008, finally rejecting Claims 1-8, 12-22, 24-28, 30-43, and 47.

[] Applicant claims small entity status.

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X] Notice of Appeal Fee

[X] To be paid as detailed below

08/07/2008 AWDNDAF1 00000055 10659786
01 FC:1401
02 FC:1251
510.00 OP
120.00 OP